

84TH CONGRESS
1ST SESSION

H. R. 6888

IN THE SENATE OF THE UNITED STATES

AUGUST 1, 1955

Read twice and referred to the Committee on the Judiciary

AN ACT

To amend the Act of September 3, 1954.

- 1 *Be it enacted by the Senate and House of Representa-*
- 2 *tives of the United States of America in Congress assembled.*
- 3 That section 3 (a) of the Act of September 3, 1954 (68
- 4 Stat. 1145), is hereby amended to read as follows:
- 5 “SEC. 3. (a) There shall not be issued more than three
- 6 hundred and eighty-five special nonquota immigrant visas
- 7 under this Act: *Provided*, That special nonquota immigrant
- 8 visas, without regard to the numerical limitations of this sec-
- 9 tion, shall be issued to the wives and minor, unmarried
- 10 children of the aliens who are found eligible for special
- 11 nonquota immigrant visas under the provisions of this Act,
- 12 if they are accompanying or following to join such aliens,

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1 and are otherwise eligible to receive immigrant visas under
2 the Immigration and Nationality Act: *Provided further,*
3 That the marriage is found to have occurred prior to July
4 1, 1955."

5 SEC. 2. Section 4 of the Act of September 3, 1954 (68
6 Stat. 1145), is hereby amended to read as follows:

7 "SEC. 4. An alien shall not be ineligible to receive a visa
8 and excludable from admission into the United States under
9 the provisions of section 212 (a) (9) of the Immigration and
10 Nationality Act (66 Stat. 182) (a) solely by reason of a
11 single conviction of an offense or offenses each of which, if
12 committed in the United States, would be a misdemeanor
13 punishable by imprisonment not to exceed one year, and for
14 which the aggregate penalty actually imposed was imprison-
15 ment not to exceed six months or a fine not to exceed \$500, or
16 both; or (b) solely by reason of the admission of the com-
17 mission of an offense or offenses or the commission of acts
18 constituting the essential elements of an offense or offenses
19 each of which, if committed in the United States, would be a
20 misdemeanor punishable by imprisonment not to exceed one
21 year: *Provided,* That the determination whether an offense
22 or offenses committed outside the United States would, if
23 committed in the United States, be classifiable as a misde-
24 meanor or misdemeanors punishable by imprisonment not
25 to exceed one year shall be based not on the applicable for-

1 eign law but on the provisions of the United States Code, and
2 whenever such Code fails to define an offense or offenses
3 comparable to those committed, on the provisions of the
4 Criminal Code of the District of Columbia.”

5 SEC. 3. A new section 5 is hereby added to the Act of
6 September 3, 1954 (68 Stat. 1145), to read as follows:

7 “SEC. 5. The quota deductions required under the pro-
8 visions of the Act of June 30, 1950 (64 Stat. 306), and
9 the Act of April 9, 1952 (66 Stat. 50), are terminated,
10 effective July 1, 1955: Provided, That in allocating the
11 quota numbers hereby restored, priority shall be given to
12 aliens in whose cases the Attorney General (a) has deter-
13 mined eligibility for preferential quota status under the pro-
14 visions of section 205 of the Immigration and Nationality
15 Act or (b) has granted preferential quota status to skilled
16 specialists destined to the Commonwealth of Puerto Rico in
17 accordance with the provisions of section 204 of that Act.”

18 SEC. 4. New sections 6 and 7 are hereby added to the
19 Act of September 3, 1954 (68 Stat. 1145), to read as
20 follows:

21 “SEC. 6. The word ‘Spain’ is hereby added to subsec-
22 tion 4 (a) (3) of the Refugee Relief Act of 1953, as
23 amended (67 Stat. 401; 68 Stat. 1044), to follow the word
24 ‘Sweden’ as it appears in the said subsection.

1 "SEC. 7. The provisions of law relating to the deporta-
2 tion of aliens on the ground that they were excludable at the
3 time of entry shall not apply to an otherwise admissible alien,
4 admitted to the United States between December 22, 1945,
5 and November 1, 1954, both dates inclusive, who misrepre-
6 sented his place of birth, identity, or residence in applying
7 for a visa if such alien shall establish to the satisfaction of
8 the Attorney General that the misrepresentation (a) was
9 predicated upon the fact that the alien had reasonable grounds
10 to fear repatriation to his former residence or homeland
11 where he would be persecuted because of race, religion, or
12 political opinions, and (b) was not committed for the pur-
13 pose of evading the quota restrictions of the immigration
14 laws or an investigation of the alien at the place of his former
15 residence or elsewhere."

Passed the House of Representatives July 30, 1955.

Attest:

RALPH R. ROBERTS,

Clerk.

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